

### **Tse-whit-zen Village Settlement**

- At the request of those involved, Governor Gregoire convened the parties and created a process that has successfully brought closure to the dispute at the Tse-whit-zen Village site in Port Angeles.
- The State of Washington, the Lower Elwha Klallam Tribe, the City of Port Angeles and the Port of Port Angeles are parties to the agreement.
- The settlement: 1) amicably resolves the issues at the historic Tse-whit-zen Village site; 2) ensures the site, the remains and artifacts are protected; 3) replaces and enhances the economic stimulus that would have been generated by the graving dock project; 4) creates a process for avoiding possible future land-use conflicts; 5) allows development to continue while providing appropriate protection of archaeological sites without impeding development; 6) promotes cultural awareness; and, 7) ends the pending litigation.
- The Tse-whit-zen village site will be preserved as a cemetery and place for cultural and historic preservation. Remains and native materials removed from the village during excavation will be reburied at the site. Certain soil excavated from the site will be returned to the site and screened.
- Ownership of 11 acres of the site will be transferred from the State to the Tribe.
- Ownership of a portion of the site will be transferred from the State to the Port, connecting two separate port-owned properties.
- The State will retain approximately six acres along Marine Drive, and will lease that land to the Tribe for cultural and historic preservation purposes, including for the potential construction of a facility to promote cultural heritage (so long as archaeology supports any such development) that would create local economic benefits.
- The State will remove the effects of the partial construction of the graving dock and provide \$2.5 million to the Tribe for reimbursement of costs related to the curatorship, recovery and reburial of remains and artifacts, site restoration, as settlement of pending litigation.
- The State will award a \$7.5 million grant each to the Port and the City for capital projects that promote economic development opportunities.
- The City will hire an archaeologist for a five year period to do an analysis and mapping of archaeological resources on the Port Angeles waterfront, which will

help reduce uncertainty and promote more predictable development. The State will reimburse the City for the costs of employing the archaeologist.

- A set of protocols is adopted to ensure clear communication among the parties when archaeological resources are discovered during construction projects, and to provide guidance for resolving land-use conflicts so archaeological resources can be protected and construction projects can go forward.

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